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9 Attorneys for WAYMO LLC

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;
16 OTTOMOTTO LLC; OTTO TRUCKING
17 LLC,

18 Defendants.

CASE NO. 3:17-cv-00939-WHA

DECLARATION OF JAMES D. JUDAH

1 I, James DuBois Judah, hereby declare as follows.

2 1. I am a member of the bar of the State of California and an attorney with Quinn
3 Emanuel Urquhart & Sullivan, LLP, counsel for Plaintiff Waymo LLC (“Waymo”). I make this
4 declaration of personal, firsthand knowledge, and if called and sworn as a witness, I could and would
5 testify competently as follows.

6 2. On or about October 13, 2017 counsel for Slack informed me that the
7 Ottomotto.slack.com site was created on February 20, 2016.

8 3. On or about October 16, 2017, counsel for Slack informed me that a separate Slack
9 site, 280systems.slack.com, was created on November 10, 2015. Counsel for Slack also informed me
10 that this site had subsequently been “disabled” and that therefore Slack did not have any user content
11 for the 280systems.slack.com site. Counsel for Slack did not indicate when the 280systems.slack.com
12 site had been disabled.

13 4. On or about October 27, I asked counsel for Slack to confirm that the search Slack
14 conducted for the 280systems.slack.com site included any site for “280technologies”. That same day,
15 counsel for Slack informed me that the search it conducted in response to the subpoena did not include
16 any site for “280technologies”.

17 5. On or about October 30, counsel for Slack informed me that the site
18 280technologies.slack.com had been created by Lior Ron and had never been disabled. Accordingly,
19 counsel for Slack informed me that Slack had access to user content for that site that could be
20 produced in response to Waymo’s subpoena. However, counsel for Slack also informed me that the
21 “owner” of the 280technologies.slack.com site was Lior Ron, from whom Uber had not provided an
22 executed consent form. Counsel for Slack indicated that Slack was willing to produce user content
23 from the 280technologies.slack.com site provided Uber provided the necessary consent form executed
24 by Lior Ron.

25 6. I declare under penalty of perjury under the laws of the State of California that the
26 foregoing is true and correct.

27
28

1
2 DATED: November 8, 2017

/s/ James D. Judah

James D. Judah

3
4 **SIGNATURE ATTESTATION**

5 Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the
6 filing of this document has been obtained from James D. Judah.

7
8 /s/ Charles K. Verhoeven

Charles K. Verhoeven